

# ARTICLES AND RULES

FOR THE BETTER  
GOVERNMENT

Of His Majesties  
FORCES

BY LAND,

During this present WAR.

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*Published by His Majesties Command.*

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Anno Dom. clō. lxxiii

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1470









ARTICLES  
AND  
RULES  
For the better Government  
OF  
HIS MAJESTIES FORCES BY LAND  
DURING THIS PRESENT WAR.

ART. I.

*All Officers and Souldiers (not having just impediment)  
shall diligently frequent divine Service and Sermon, on Sundays,  
and other days, especially festivals, or Set days apart for publick  
fasting and humiliation, in Such places as shall be appointed for  
the*

*Divine Service and  
Sermon is to be frequen-  
ted.*



# Duties to Almighty God.

*The Penalty of absenting from Divine Service, or irreverent behaviour during the same.*

1. *If Officers.*

2. *If Souldiers.*

*the Regiment wherein they serve. And for those who either wilfully or negligently absent themselves from divine Service or Sermon, or else, being present, do behave themselves undecently or irreverently during the same; if they be Officers, they shall be severely reprehended at a Court-martial; but if Souldiers, they shall for every such first offence, forfeit each man 12 pence, to be deducted out of his next pay; and for the second offence, shall forfeit 12 pence, and be laid in Irons for 12 hours. And for every like offence afterwards, shall suffer and pay in like manner.*

## ART. II.

*No Commodity to be put to sale in time of Divine Service or Sermon, on Sundays or Holy-days.*

*The Penalty.*

*During the time of divine Service, publick prayers, and Sermon, as aforesaid, if any Sutler, or Seller of ale, beer, wine, or any sort of drinks, bread, victuals, or other Commodities or Merchandize whatsoever, attending the Army, shall put or set any such thing to Sale, he shall forfeit the full value thereof, for the use of the poor.*

## ART. III.

*The Penalty of Swearing or Cursing.*

*Whosoever shall use any unlawful Oath or Execration (whether Officer or Souldier) shall incur the same penalty that is exprest in the first Article.*

ART.



# Duties to Almighty God.

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## ART. IV.

If any Officer or Souldier, shall presume to blaspheme the holy and undivided Trinity, or the Persons of God the Father, God the Son, or God the Holy Ghost; or shall presume to speak against any known Article of the Christian Faith, he shall have his tongue bored through with a red hot Iron.

*The Penalty of blaspheming the Persons of the Holy Trinity, or speaking against any known Article of the Christian Faith.*

## ART. V.

If any Officer or Souldier shall abuse or prophane any place dedicated to the Worship of God, or shall offer violence to any Chaplain of the Army, or any other Minister of Gods Word, he shall suffer such punishment, as shall be inflicted on him by a Court-martial.

*The Penalty of prophaning Churches, or offering violence to Chaplains or Ministers.*

But whoever shall take any of the Utensils, or Ornaments, belonging, or dedicated to Gods Worship in any Church or Chappel, shall suffer death for the fact.

*The Penalty of Robbing Churches or Chappels.*

## ART. VI.

After the Service of God Almighty, all Officers and Souldiers shall serve Us faithfully to the best of their Skill, power, and understanding. And to that purpose, every one of them, of what quality or condition soever, shall for himself take the following Oath, which shall be administred by such person or persons, and in such places, as Our Self or Our General shall appoint. The

*All Officers and Souldiers are to take the Oath of Fidelity.*

*To be Administred as the King or General shall appoint.*



# Duties to his sacred Majesty,

*The Oath of Fidelity, to be taken by every Officer and Souldier in the Army.*

*The Oath of Fidelity, to be taken by all Officers and Souldiers whatsoever.*

**I** A. B. do Swear to be true and faithful to my Sovereign Lord King CHARLES, and to His Heirs and lawful Successors; And to be obedient in all things to His General or Lieutenant General, for the time being; And will behave myself obediently towards my Superiour Officers, in all they shall command me for His Majesties Service. And I do further Swear, That I will be a true, faithful, and obedient Servant and Souldier, every way performing my best endeavours for His Majesties Service, obeying all Orders, and submitting to all such Rules and Articles of War, as are, or shall be established by His Majesty.

So help me God, &c.

## ART. VII.

*The Penalty of Traiterous Words against the KING.*

No Officer or Souldier shall use any traitorous words against the Sacred Person of the Kings most Excellent Majesty, upon pain of death.

## ART. VIII.

*The Penalty of Corresponding with any of His Majesties Enemies.*

Whosoever shall hold correspondence with any of Our Enemies, or shall give them advice or intelligence, either by letters, messages, signs, or tokens, or any manner of way whatsoever, shall suffer death for it. And whatever Regiment, Troop, or Company, shall treat with the Enemy, or enter into any condition



# and Kingly Government.

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dition with them, without Our leave, or leave of Our General, or of the chief Commander in his absence; the Officers of Such Regiment, Troop, or Company, who are found guilty, shall dye for it; and of the Souldiers who shall consent thereunto, every tenth man by lot shall be hanged, and the rest shall be punished at the discretion of Our General Court-martial. But whatever Officers or Souldiers can prove, that they did their utmost to resist and avoid such a treaty, and were no way partakers of the crime, they shall not only go free, but shall also be rewarded for their constancy and fidelity.

*The Penalty of Treating or entering into any Condition with the Enemy, without leave.*

## ART. IX.

Whoever shall go about to entice or perswade, either Officer or Souldier, to joyn or engage in any traiterous or rebellious act, either against Our Royal Person or Kingly Government, shall suffer death for it: And whoever shall not reveal to his Superiour Officer Such a conspiracy or intended rebellion, so soon as ever it shall come to his knowledge, shall be judged equally guilty with the contrivers of Such a plot or conspiracy, and consequently shall suffer the same penalty.

*The Penalty on the Concealers and Contrivers of any Traiterous Conspiracy.*

## ART. X.

Whoever shall presume to violate Our Safe-guard, Safe-conduct, or Protection (knowing the same) shall suffer death, or such other punishment as shall be inflicted on him by Our General Court-martial.

*The Penalty of violating His Majesties Safe-Conduct.*

ART.



# Duties towards Superiour

## ART. XI.

*The Penalty of disrespectful Behaviour, or dishonourable Words, against the General, Lieutenant General, or other Chief Commander.*

*If any Officer or Souldier shall behave himself disrespectfully towards Our General, Lieutenant General, or other chief Commander of the Army, or speak words tending to his hurt or dishonour, he shall be punished according to the nature and quality of the offence, by the Judgment of Our General Court-martial.*

## ART. XII.

*The Penalty of drawing a Sword in the presence of the General, Lieutenant General, or Commander in Chief.*

*He, who in the presence of Our General, Lieutenant General, or other Commander in chief, shall draw his Sword, with a purpose to do any Officer, or any of his fellow Souldiers a mischief, shall suffer such punishment as a Court-martial shall think fit to inflict upon him for the said offence.*

## ART. XIII.

*The Penalty of violating a Safe-Conduct or Protection given by the General, Lieutenant General, or other Chief Commander.*

*Whoever shall presume to violate any Safe-conduct or Protection, given by Our General, Lieutenant General, or other Commander in chief of Our Forces (knowing the same) shall suffer death, or such other punishment as shall be inflicted on him by Our General Court-martial.*

## ART. XIV.

*If any number of Souldiers shall presume to assemble to take*  
council



# Officers and Commanders.

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council amongst themselves for the demanding their pay, any inferior Officers accessory thereunto shall suffer death for it, as the heads and ringleaders of such mutinous and seditious meetings; and the Souldiers shall be punished, either with death or otherwise, at the discretion of Our General Court-martial. And if any Captain, being privy thereunto, shall not suppress the same, or complain of it, he shall likewise be punished with death or otherwise, as Our General Court-martial shall think fit.

*The Penalty of unlawful and mutinous Assemblies.*

*Of Inferiour Officers.*

*Of Souldiers in Mutinies.*

*Of Captains, not suppressing or complaining of Mutinies to which they are privy.*

## ART. XV.

No Officer or Souldier shall utter any words tending to sedition, mutiny, or uproar, upon pain of suffering such punishments as shall be inflicted on him by a Court-martial.

*The Penalty of speaking mutinous or seditious Words.*

And whosoever shall hear any mutinous or seditious words spoken, and shall not with all possible speed reveal the same to his superiour Officers or Commanders, shall be punished as a Court-martial shall think fit.

*The Penalty of not revealing mutinous Words.*

## ART. XVI.

If any inferior Officer or Souldier, shall refuse to obey his superiour Officer, or shall quarrel with him, he shall be cashier'd, or suffer such punishment as a Court-martial shall think fit. But if any Souldier shall presume to resist any Officer in the execution of his Office, or shall strike, or lift up his hand to strike, or shall draw, or offer to draw, or lift up any  
weapon

*The Penalty of Inferiour Officers or Soldiers resisting their Superiour Officers.*



# Duties in Marching

*The Penalty of drawing upon them, or striking them, or offering to draw or strike them.*

*weapon against his Superiour Officer, upon any pretence whatsoever, he shall suffer death, or other condign punishment, as Our General Court-martial shall think fit.*

## ART. XVII.

*Silence is to be kept by all Souldiers, whilst the Army is Marching, Embattelling, or taking Lodgings.*

*Every Souldier shall keep Silence when the Army is marching, embattelling, or taking up their quarters (to the end that their Officers may be heard, and their Orders executed) upon pain of imprisonment, or such other punishment as a Court-martial shall think fit, according to the circumstances and aggravation of the fact.*

## ART. XVIII.

*The Penalty of any Man's drawing a Sword (but against the Enemy) whilst his Colours are flying.*

*He who shall in anger draw his Sword, whilst his Colours are flying, either in battel, or upon the march, unless it be against the Enemy, shall suffer such punishment as a Court-martial shall think fit.*

## ART. XIX.

*The Penalty if any one stays behind his Colours.*

*When any march is to be made, every man who is Sworn, shall follow his Colours, and whoever shall (without leave) stay behind, or depart above a mile from the Camp, or out of the Army, without license, shall suffer such punishment as shall be inflicted on him by a Court-martial.*

ART.



## ART. XX.

When the Army, or any part of them, shall march through or lodge in the countrey, none of them shall extort free quarter or money from them, or shall commit any wast or Spoil, or cut down fruit-trees, deface walks of trees, parks, warrens, fish-ponds, houses or gardens, tread down or otherwise destroy standing corn in the ear, neither shall they put their horses into meadows without leave from their chief Officer, upon pain of severe punishment. But if any Officer or Souldier shall wilfully burn any house, barn, stack of corn, hay, or straw, or any ship, boat, or carriage, or any thing which may serve for the provision of the Army, without order from the Commander in Chief, he shall suffer death for it.

*The Penalty if any one extort free Quarter, commit any Spoil, or Waste, &c. in a March.*

*The Penalty of burning Houses, spoiling Corn, Hay, &c.*

## ART. XXI.

When the Army, or any part thereof, shall come to engage the Enemy in fight, whoever shall run from his Colours (be he native or Stranger) or doth not defend them to the utmost of his power, so long as they are in any danger, shall suffer death for it. And whatsoever Souldier shall at any other time run away from his Colours, shall suffer death, or such other punishment as Our General Court-martial shall think fit.

*The Penalty if any one run from his Colours.*

ART.



# Orders and Rules when

## ART. XXII.

*If any Regiment or commanded party, shall not behave themselves in fight against an Enemy as they ought to do, they shall answer for it before Our General Court-martial; and the Officer or Souldier, who shall be found faulty therein, shall suffer such punishment as shall be thought fit to be inflicted on them by Our General Court-martial.*

*The Penalty if a Regiment shall not behave themselves in Fight as they ought to do.*

## ART. XXIII.

*When it shall please God that Our forces shall beat the Enemy, every man shall follow his Officer in the chase; but whoever shall presume to pillage or plunder till the Enemy be entirely beaten, and any misfortune happen, he shall suffer death, or such other punishment as shall be pronounced against him by Our General Court-martial, and the pillage so gotten shall be forfeited to the use of the Sick and maimed Souldiers.*

*The Penalty of Plundering before the Enemies be entirely beaten.*

## ART. XXIV.

*When any Town or place shall be taken (though by assault) no man shall presume to pillage any Church or Hospital (without leave or necessary reason) much less to set fire to any Church, Hospital, School, or Mill; neither shall they offer violence to any Church-men, aged men or women, maids or children, unless they be found actually in arms against them, upon pain of death,*

*The Penalty of Plundering Churches, Hospitals, Schools, or Mills.*

*The Penalty of Burning them, or offering violence to Church-men, &c.*

or



# an Enemy is subdued, &c.

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or other punishment at the discretion of Our General Court-martial; but whoever shall force a woman to abuse her (whether belonging to the Enemy or not) and the fact be sufficiently proved against him, he shall certainly suffer death for it.

*The Penalty of Forcing or Ravishing a Woman.*

## ART. XXV.

In what place soever it shall please God that the Enemy shall be subdued and overcome, all the Ordnance, Ammunition, and Victuals, that shall be there found, shall be secured for Our use, and for the better relief of the Army; and one tenth part of all the Spoil shall be laid apart towards the relief of the Sick and maimed Souldiers.

*The Enemies Ammunition and Victuals that shall be taken, shall be for His Majesties Use. And a tenth of the Spoil to be laid apart for the Sick and Maimed Souldiers.*

## ART. XXVI.

Whosoever shall take any General Officers as prisoners, shall present them to Us, or Our General, who will reward them. And they who shall take other prisoners, may keep to themselves the Officers and Voluntiers, giving their names to the Martial General; but shall not put them to ransome, without Our, or Our Generals leave. And they are immediately to send all private Souldiers so taken to the Martial General, who is to take them into custody.

*All General Officers that are made Prisoners, shall be presented to His Majesty.*

*The others may be kept by the Takers, but not put to Ransome without the General's leave.*

ART.



# Duties in Camp,

## ART. XXVII.

*The Penalty of being found drunk in the Enemies Quarters, before they have yielded to Mercy.*

*If any Souldiers shall be drunk in the Enemies quarters, before they have wholly laid down their arms and yielded to mercy, and any hurt or mischief ensue thereon, Such drunken Souldiers shall suffer death for it, or such other punishment as Our General Court-martial shall think fit; but if no dammage ensue thereby, they shall be laid in Irons, and live on bread and water for the Space of three days.*

## ART. XXVIII.

*The Penalty of not keeping the Quarters clean.*

*All Officers, whose charge it is, shall see the quarters kept clean and neat, upon pain of severe punishment.*

## ART. XXIX.

*The Penalty of lying all Night out of the Camp or Garrison.*

*No Officer shall lye out all night from the Camp or Garrison, without his Superiour Officer's leave obtained for the same, upon pain of being punished for it as a Court-martial shall think fit. Neither shall any Souldier or Officer go any by-way to the Camp, other than the common way laid out for all, upon pain of being punished as aforesaid.*

*The Penalty of lying out a Week or more.*

*But if any Officer shall without leave, be absent from his quarters a week, he shall lose one months pay; and if longer, he shall be discharged of his Command, or place, as a man unfit to bear Office in the Army.*

ART.



ART. XXX.

No Souldier shall presume to make any alarm in the quarter, by shooting off his musquet in the night, after the watch is set, unless it be at an Enemy, upon pain of suffering such punishment as a Court-martial shall think fit.

*The Penalty of shooting a Musquet in the Night, after the watch is set, unless at an Enemy.*

ART. XXXI.

No Souldier shall in anger draw his Sword in any Camp, Post, or Garrison, upon pain of suffering such punishment as a Court-martial shall think fit to inflict upon him for the same.

*The Penalty of drawing a Sword in Camp or Garrison.*

ART. XXXII.

When warning is given for setting the watch, by beat of drum or sound of trumpet or fife, if any Souldier shall absent himself without reasonable cause, he shall be punished by riding a wooden horse, or otherwise, at the discretion of the Commander.

*The Penalty if a Souldier absent himself from the Watch when warning is given.*

And whatever Souldier shall fail at the beating of a drum, or the sound of a trumpet or fife, or upon an alarm given, to repair to his Colours, with his arms decently kept and well fix'd, (unless there be an evident necessity to hinder him from the same) he shall either be clap'd in Irons for it, or suffer such other punishment as a Court-martial shall think fit.

*The Penalty if a Souldier do not at the Beat of Drum, or Sound of Trumpet, or an Alarm, repair to his Colours.*

ART.



# Duties in Camp,

## ART. XXXIII.

*The Penalty of making known the Watch-Word, or giving a false one.*

*Whoever makes known the Watch-word without order, or gives any other Word but what is given by the Officer, shall suffer death, or Such other punishment as Our General Court-martial shall think fit.*

## ART. XXXIV.

*The Penalty if a Centinel sleep when he should be upon duty.*

*A Centinel, who is found sleeping in any Post, Garrison, Trench, or the like, (while he should be upon his duty) shall suffer death, or Such other punishment as Our General Court-martial shall by their Sentence inflict for the same.*

*The Penalty if a Centinel or Perdue forsake his place, before he be relieved or drawn off.*

*And if a Centinel or Perdue shall forsake his place, before he be relieved or drawn off, or upon discovery of an Enemy shall not give warning to his quarters according to direction, he shall suffer death, or Such other punishment as Our General Court-martial shall think fit.*

*The Penalty of a Scout's neglecting his Duty.*

*As likewise, if any Souldier employed as a Scout, shall not go upon that Service so far as he is commanded, or having discovered an ambush or approach of the Enemy, shall not return forthwith to give notice or warning to his quarters, or if he enter into any house, and there or elsewhere be found sleeping or drunk, whilst he should have been upon the Service, he shall suffer death, or Such other punishment as shall be inflicted upon him by the Sentence of Our General Court-martial.*

ART.



## ART. XXXV.

Whoever shall do violence to any who shall bring victuals to the Camp or Garrison, or shall take his horse or goods, shall suffer death, or such other punishment as he shall be sentenced to by Our General Court-martial.

*The Penalty of robbing or abusing any who brings Provisions into the Camp or Garrison.*

If any shall presume to beat or abuse his host, or the wife, child, or servant of his host, where he is quartered or billeted, he shall be put in Irons for it: And if he do it a second time, he shall be further punished, and the party wrong'd shall have amends made him: And if any presume to exact free quarter, without leave of the chief Officer upon the place, they shall be severely punish'd at the discretion of a Court-martial.

*The Penalty if any Souldier abuse or beat his Host, his Host's Wife, Child or Servant, or exact Free-Quarter.*

## ART. XXXVI.

No Souldier or Officer shall use any reproachful or provoking Speech or act to another, upon pain of Imprisonment, and such further punishment as a Court-martial shall think fit.

*The Penalty of reproachful or provoking Speech or Acts.*

Neither shall any Officer or Souldier presume to send a challenge to any other Officer or Souldier, to fight a duel; neither shall any Souldier or Officer presume to upbraid another for refusing a challenge: for, whoever shall offend in either of these cases, if he be an Officer, he shall lose his place and command, whatever it be; and if a private Souldier, he shall ride the wooden horse, and be further punished as a Court-martial shall think fit. And if any Corporal, or other Officer, commanding a guard, shall

*The Penalty of sending or accepting a Challenge.*

*Either for Officers:  
Or,  
Private Souldiers.*



# Orders and Rules for the

*The Penalty if any Officer knowingly suffer any to go out to fight a Duel.*

*All Officers shall have power to part or quell all Frays, &c.*

*The Penalty of going into the Field, and there drawing Swords, though no Death ensue.*

*The Seconds in all Duells shall be reputed as Principals.*

*Rules and Measures whereby Men shall be reputed compleatly Armed, fit to pass Muster.*

shall willingly or knowingly, suffer either Souldiers or Officers, to go forth to a duel, or private fight, he shall be punished for it by the sentence of a Court-martial. Forasmuch as all Officers, of what condition soever, shall have power to part and quell all quarrels, frays, or sudden disorders between Souldiers and Officers, though of another Company, Troop, or Regiment, and to commit the disorder'd persons to prison, until their proper Officers be acquainted therewith: And whoever shall resist Such an Officer (though of another Company, Troop, or Regiment) or draw his Sword upon him, shall be severely punish'd, as Our General Court-martial shall appoint. But if two or more going into the field to fight a duel, shall draw their Swords, or other weapons, and fight, though neither of them fall upon the spot, nor dye afterwards of any wound there received, yet if they be Officers, they shall lose their places; and if common Souldiers, they shall be punish'd with riding the wooden horse, or otherwise as a Court-martial shall direct. And lastly, in all cases of duels, the Seconds shall be taken as principals, and punish'd accordingly.

## ART. XXXVII.

None shall be mustered, but such as are compleatly armed, viz. each horseman to have for his defensive arms, back, breast, and pott, and for his offensive arms, a Sword, not under three foot long in the blade, and a case of pistols, the barrels whereof not to be under fourteen inches in length, and each trooper of Our Guards to have a carbine, besides the aforesaid arms; and the foot to have each Souldier



# Regulation of Musters.

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*Souldier a Sword, or dagger for their musquets, and each pikeman a pike of sixteen foot long and not under; and each musquettier a musquet (with a collar of bandaliers) the barrel of which musquet to be about four foot long, and to contain a bullet, fourteen of which shall make a pound, running into the barrel.*

*If any borrow arms of another to pass the muster withall, the lender, if he be a Souldier, shall forfeit the value of the arms so lent, to be taken out of his pay, and the borrower shall be severely punish'd.*

## ART. XXXVIII.

*None shall be allowed upon any muster, who by loss of limbs, or otherwise, is unable for Our Service, but by order from Us, or Our General.*

*Lame and Impotent Men shall not be presented to Muster.*

## ART. XXXIX.

*No house-keeper or inhabitant in the usual quarters of Our guards of horse or foot, or in the usual quarters of any other regiment or garrison, shall be received or entertained into Our Service and pay, and mustered as a private Souldier, without order from Us, or Our General; nor shall any Officer demand or receive directly or indirectly any sum of money whatever, from any under his command, for admitting and entertaining him into his troop, company, or garrison, upon pain of being cashier'd, and rendred incapable of ever being employed again in the Army.*

*The Penalty of admitting any House-keeper or Inhabitant of the Quarters to Muster.*

ART.



# Orders and Rules for the

## ART. XL.

*The Penalty of Mustering any Servant, but those who duly appear, and are fit to serve.*

*The Penalty of misleading the Muster-Master.*

No Captain of a troop or company shall, upon pain of being rendered incapable of ever serving in Our Army any more, be allowed to muster any Servants in his troop or company, but those who are not only fit and able for Our Service, but also are bound by oath and pay to follow the troop or company, and who duly and constantly appear at every muster in proper arms, unless they have leave to be absent, which is not to be granted, but upon a real and good occasion. And whatever other person shall present himself or his horse in the muster to mislead the Muster-master, or defraud Us, shall suffer such punishment as Our General Court-martial shall think fit.

## ART. XLI.

*The Penalty of any Man's Inrolling himself by a counterfeit Name, &c.*

No man shall presume to present himself to the muster, to be inrolled in the muster-rolls, by a counterfeit or wrong name, or surname, or place of birth or habitation, upon pain of such punishment as Our General Court-martial shall think fit.

## ART. XLII.

*None must pass Muster, but those who attend their Duty.*

No Officer or Souldier shall be allowed or passed the muster, who does not diligently attend his duty and appear at the muster, unless he be absent by Our permission, or leave from Our General or the chief Officer commanding the regiment, troop, or company, to which he belongs.

And



# Regulation of Musters.

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*And no Officer or Souldier is to be absent as aforesaid (without leave from Us or Our General) for above two months in a year.*

*None are to be absent above two Months in the Year.*

*And there are to be always two Commission-Officers at least with every troop or company, save only in the troops of horse and companies of foot which are in garrison, of which field-Officers are Captains, in which troops and companies respectively one Commission-Officer (at least) is to be still present with them.*

*And Commission-Officers to be always with the Troops and Companies.*

## ART. XLIII.

*All passes and licenses for being absent shall be brought to the Muster-master, who is required to enter the same in a book fairly written, to prevent collusion; and whoever is absent longer than the time limited in his pass for his absence, shall be respited and not allowed the muster, without order from Us or Our General. But if the Commissaries General, shall upon the muster find too many absent from any troop or company at a time, they are to complain thereof to Us, or Our General.*

*Those who have Passes and exceed the Time, shall not receive their Pay.*

*If the Commissaries General find too many absent, they must complain.*

## ART. XLIV.

*No Muster-master shall knowingly let any pass the musters, but such as are qualified according to the precedent articles, upon the penalty of losing his place.*

*The Penalty if a Muster-Master, let pass false Musters.*

ART.



# Orders and Rules for the

## ART. XLV.

*Whatever Lieutenant, Cornet, or Ensign, shall discover, and make proof, to the General Officer or Colonel, that his Captain hath made false musters, the Said Captain shall be cashier'd, and the Lieutenant or Ensign discovering as aforesaid, shall have the place of his Captain. And whatever Serjeant or Corporal shall discover and make proof of false musters as aforesaid, the Said Serjeant or Corporal shall have for each time the Sum of fifty pounds, payable by the Pay-master at the first muster immediately following the discovery so made. But if his accusation shall upon examination be found false or malicious, in that case, he shall be immediately cashier'd, and suffer such further punishment as shall be judged fit by Our General Court-martial.*

*The Rewards of discovering false Musters, and Punishments if the Accusation be found false or malicious.*

## ART. XLVI.

*If any Souldier shall be sick, wounded, or maimed in Our Service, he shall be sent out of the camp to some fit place for his recovery, where he shall be provided for by the Officer appointed to take care of sick and wounded Souldiers, and his wages or pay shall go on, and be duly paid, till it does appear that he can be no longer Serviceable in Our Army, and then he shall be sent by pass to his countrey, with money to bear his charges in his travel.*

*Sick Souldiers are to have care taken of them.*

ART.



# Regulation of Musters.

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## ART. XLVII.

*All Captains shall use their utmost endeavours to have their troops and companies compleat and full, and within two days after every general muster, both the Captain and Our Muster-master shall send to the General (if he requires it) and to the Treasurer or Pay-master of the Army, a perfect list or roll of all the Officers, Troopers and Souldiers, of their troops and companies, that are in actual service, punctually expressing at the foot of the rolls, what new Officers, Troopers, and Souldiers have been entertained since the preceding muster, in lieu of such as have been cashier'd or are deceased, with the day when the one dyed or went off, and the other was entertained in his place.*

*All Captains are to do their best to have their Troops and Companies compleat.*

## ART. XLVIII.

*All Commissions granted by Us, or Our General, to any Officer in pay, shall be brought to the Muster-master, who is to receive and enter the same in a book fairly written. And no Commission-Officer shall be allowed in musters, without a Commission from Us or Our General, and the same entred with the Commissaries General of the musters, or their Deputies, who are hereby required forthwith, and from time to time, to send the Officers names to the Secretary and Judge Advocate of Our Forces.*

*All Commissions to be Entred fairly in a Book.*

ART.



# Orders and Rules for the

## ART. XLIX.

No Commission-Officer to be cashier'd, but by Order from His Majesty, or the General, or a General Court-Martial.

But Non-Commission-Officers and Souldiers may be dismiss'd with Approbations notified to the Commissaries General.

No Commission-Officer after inrollment and being mustered, shall be dismiss'd or cashier'd, without order from Us, or Our General, or Our General Court-martial. But for Non-commission-Officers, or private Souldiers, their Captains, with the approbation of their Colonels, or of the Governour of the Garrison where they are, may discharge them when they find cause, taking other Non-commission-Officers or Souldiers in their places. Provided, that such Colonel or Governour, shall forthwith certifie the Commissaries General of the Musters, that (by their approbation) such Non-commission-Officers or Souldiers were discharged, and others taken into their places respectively. And in quarters and garrisons, where they are only single troops or companies, the Captains certificates are forthwith to be sent and accepted by the Commissaries General, expressing the day of each Non-commission-Officers or Souldiers discharge, or death, and who was entertained in his place.

## ART. L.

No Souldiers Duty to be done by another.

We do expresly forbid any Souldiers duty, either of horse or foot, to be done by any other than the Souldier himself; but in case of sickness and disability, or other necessary cause, his Captain may dispence with his absence without causing him to find another to serve in his stead.

ART.



# Regulation of Musters.

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## ART. LI.

*The Muster-master shall always (the night before) give notice to the Officer in chief commanding any regiment, troop, company, or garrison, of the time and place for their muster, that so the Officers and Souldiers may have time to make ready for the muster. Upon every muster, three muster-rolls are to be prepared of the respective troops and companies, in which rolls, the names of all private Souldiers are to be written alphabetically; one of which rolls is to be in parchment for the Pay-master, and to be subscribed (together with another roll which the Muster-master is to keep) by two Commission-Officers (at the least) of the respective troops and companies, and the Muster-master; the third muster-roll is to be subscribed only by the muster-master, which the Officer is to keep: And no rolls are to be allowed by the Muster-master and Pay-master, otherwise than as We have herein directed: And the said muster-rolls are to be perfected forthwith upon every muster.*

*The Muster-Master is to give notice of a Muster the Night before.*

*There are to be three Muster-Rolls, and by whom they must be subscribed and kept.*

## ART. LII.

*If any trooper or dragoon shall lose or Spoil his horse, or any foot-Souldier his arms, or any part thereof, by negligence or gaming, he shall remain in the quality of a pioneer or Scavenger, till he be furnished with as good as were lost at his own charge; and if he be not otherwise able, the one half of his pay shall be deducted and set apart for the providing of it, till he be refurnished.*

*The Penalty of losing or spoiling their Arms.*

*Neither*



# Orders concerning

*The Penalty of pawning, selling, or breaking their Arms.*

Neither shall any Souldier pawn or sell, or negligently or wilfully break his arms, or any part thereof, or any hatchets, Spades, Shovels, pickaxes, or other necessities of war, upon pain of severe punishment at the discretion of Our General Court-martial.

And where arms or other necessities aforesaid shall be pawn'd, they are to be forfeited and seized on for Our use.

## ART. LIII.

*The Penalty of Officers and Souldiers not obeying these Orders.*

All Officers and Souldiers, and also the Muster-masters, not duly observing these Orders and Instructions, and every of them respectively, shall be cashier'd or lyable to such other punishments as Our Self, Our General, or a Court-martial shall appoint.

## ART. LIV.

*The Penalty of Selling or conveying away any Ammunition or Victuals.*

None shall presume to Spoil, sell, or convey away any ammunition delivered unto him, upon pain of suffering death, or such other punishment as Our General Court-martial shall think fit.

## ART. LV.

*The Penalty of Imbezzling Victuals or Ammunition.*

No Officer, provider, or keeper of Our victuals or ammunition for Our forces, shall imbezzle, or willingly Spoil, or give a false accompt of any part thereof, to whom he is to make his accompt, upon pain of suffering such punishment as Our General Court-martial shall think fit.

ART.



# Victuals and Ammunition.

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## ART. LVI.

No Commissary or Victualler shall bring or furnish unto the Camp any unsound or unsavoury victuals, of what kind soever, whereby sickness may grow in the Army, or the service be hindered; and if upon examination before Our General Court-martial he shall be found guilty, he shall suffer such punishment as they shall think fit.

*The Penalty of providing unsound or unsavoury Victuals for the Army.*

## ART. LVII.

No Officer or Souldier shall be a Victualler in the Army, without consent and allowance of Our General, or of the Officer in chief of the regiment, upon pain of being punish'd at discretion.

*No Officer or Souldier to be a Victualler without leave.*

## ART. LVIII.

No Victualler or Seller of beer, ale, or wine, belonging to the Army, shall entertain any Souldier in his house, booth, tent, or hut, after the warning peece, tattooe, or beat of the drum at night, or before the beating of the revalles in the morning; nor shall any Souldier (within that time) be any where, but upon his duty, or in his quarters; upon pain of punishment, both to the Souldier and entertainer, at the discretion of a Court-martial.

*The Penalty of entertaining Souldiers after the Tattooe, and before the Revalles in the Morning.*

ART.



# Orders and Rules for the

## ART. LIX.

*Every Regiment may have a Court-Martial and a Provost-Martial, and other Officers necessary for a Court.*

*The Commission-Officers of every regiment may hold a Court-martial for that regiment, upon all necessary occasions.*

*There shall also be a Provost-martial of every regiment, who shall have the same privilege in his own regiment as the Provost-martial General hath in the Army or Camp, and such fees also as the Court-martial shall allow.*

## ART. LX.

*The Duty of the Judges.*

*Those who are Judges in Our General Court-martial, or in regimental Court-martials, shall hold the same rank in those Courts as they do in the Army for orders sake; and they shall take an oath for the due administration of Justice according to these Articles, or (where these Articles assign no absolute punishment) according to their consciences, the best of their understandings, and the custome of war in the like cases; and shall demean themselves orderly in the hearing of causes, (as becomes the gravity of such a Court;) and before giving of Sentence, every Judge shall deliver his vote or opinion distinctly; and the Sentence is to be according to the plurality of votes, and if there happen to be an equality of votes, the President is to have a casting voice.*

*The President must pronounce the Sentence.*

*And when Sentence is to be given, the President shall pronounce it; and after that the Sentence is pronounced, the Provost-martial shall have warrant to cause execution to be done according to the Sentence.*

ART.



# Administration of Justice.

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## ART. LXI.

*At Our General Court-martials, there shall be a Clerk, who is to be sworn to make true and faithful records of all the proceedings of that Court; and there shall be also such other Officers appointed, both for that, and also for the regimental Court-martials, as shall be necessary; and Our General Court-martial may appoint and limit the fees of Our Provost-martial General, as they shall think fit.*

*There must be a sworn Secretary to the Court-Martial General.*

## ART. LXII.

*All controversies, either between Souldiers and their Captains or other Officers, or between Souldier and Souldier, relating to their military capacities, shall be summarily heard and determined at the next Court-martial of the regiment.*

*Controversies to be heard and determined at Regimental Court-Martials.*

## ART. LXIII.

*In any matter which shall be adjudged in any of the aforesaid regimental Court-martials, either of the parties that finds himself agrieved may appeal to Our General Court-martial; who are to take care, that if the party appealing make not good his suggestion, recompence be made to the other for the trouble and charge of such an appeal.*

*There may be Appeal made from the Regimental Court-Martial, to the General Court-Martial.*

ART.



# Orders and Rules for the

## ART. LXIV.

*In all criminal Causes which concern His Majesty, His Advocate General is to follow and inform.*

*In all criminal causes which concern Our Crown, Our Advocate General, or Judge Advocate of Our Army, shall inform the Court and prosecute on Our behalf.*

## ART. LXV.

*The Penalty of hindring the Provost-Martial in the Execution of his Duty.*

*No Officers or Souldiers shall presume to hinder the Provost-martial, his Lieutenant, or Servants, in the execution of that Office, upon pain of death, or Such other punishment as a Court-martial shall think fit. But on the contrary, all Captains, Officers and Souldiers, shall do their utmost to apprehend and bring to punishment all Offenders, and shall assist the Officers of Our Army for that purpose, especially the Said Provost-martial, his Lieutenant, and Servants. And if the Provost-martial, or his Officers, require the assistance of any Officer or Souldier, in apprehending any person, declaring to them that it is for a capital crime, and the party escape for want of aid and assistance, the party or parties refusing to aid or assist, shall suffer Such punishment as a Court-martial shall inflict.*

*The Penalty of not assisting him.*

## ART. LXVI.

*The Penalty of drawing a Sword in the Place of Judicature, while they are sitting.*

*That Officer or Souldier, who shall presume to draw his Sword in any place of Judicature, while the Court is sitting, shall suffer Such punishment as shall be inflicted on him by a Court-martial.*



# Administration of Justice.

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*martial. And We do hereby authorize Our Provost-martial General of Our Army, by his own authority, to apprehend Such offenders. And if any Souldier being committed for any offence shall break prison, the said Provost-martial Gen<sup>l</sup>. shall by his own authority apprehend him; and the offender shall suffer death, or such other punishment as Our General Court-martial shall think fit.*

*The Penalty of breaking Prison.*

## ART. LXVII.

*If any fray shall happen within the camp, or place of garrison, in any of the Souldiers lodgings, or where they meet, it shall be inquired into by the Officers of the regiment, and the beginners and pursuers thereof punish'd according to the quality of the offence.*

*In case of a Fray, the Officers of the Regiment are to inquire into it, and see it punish'd.*

## ART. LXVIII.

*If any inferiour Officer, either of horse or foot, be wrong'd by his Officer, he may complain to his Colonel, or other Superiour Officer of the regiment, who is to redress the same, upon due proof made of the wrong done him; but if he fail therein, the party grieved is to apply to the General Officer for redress: And if the accusation be false, the complainant is to be punish'd at the discretion of a Court-martial.*

*What an Inferiour Officer must do, in case he be wrong'd.*

## ART. LXIX.

*If any Colonel, or Captain, shall force or take any thing away from*



# Orders and Rules for the

*The Penalty of an Officer forcing any thing from a Souldier.*

*The Penalty if a Souldier who is wrong'd go about to help himself.*

*The Captain is to take care of any Souldiers Goods when he dyes.*

*And the Chief Commander of any Superior Officer's Estate.*

*The Penalty if a Provost-Martial refuse to take a Prisoner into Custody.*

from any private Souldier, that Colonel or Captain shall be punish'd according to the quality of the offence, by the Judgment of Our General Court-martial. But if a Souldier shall be wrong'd, and shall not appeal to the Court, or his Superiour Commanders, but take his own satisfaction for it, he shall be punish'd by the Judgment of a Court-martial.

## ART. LXX.

If any Souldier dye, no other shall take or Spoil his goods, upon pain of restoring double the value to him to whom they belong, and of Such further punishments as a Court-martial shall think fit. But the Captain of the Company of which such a Souldier was, shall take the Said goods into his custody, and dispose of them for paying his quarters, and to keep the overplus (if any be) for the use of those to whom they belong, and who shall claim the same within three months after his death. And if any Captain or Officer dye, the chief Commander shall take care of preserving his Estate in like manner.

## ART. LXXI.

No Provost-martial shall refuse to receive or keep a prisoner sent to his charge by authority, or shall dismiss him without order, upon pain of Such punishment as a Court-martial shall think fit. And if the offence for which his prisoner was apprehended deserv'd death, the Provost-martial failing to receive and keep him as aforesaid shall be lyable to the same punishment.

ART.



# Adminiftration of Justice.

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## ART. LXXII.

*If any person be committed by the Provost-martials own authority, without other command, he shall acquaint the General or other chief Commander with the cause thereof, within twenty four hours, and the Provost-martial shall thereupon dismiss him, unless he have order to the contrary.*

*If a Person be committed by the Provost-Martial's own Authority, the Chief Commander must be acquainted with it.*

## ART. LXXIII.

*No man shall presume to use any braving or menacing words, signs, or gestures, where any of the aforesaid Courts of Justice are sitting, upon pain of suffering such punishment as the Court-martial shall think fit.*

*The Penalty of using menacing words, signs or actions, in a Place of Judicature.*

## ART. LXXIV.

*Whatever is to be published, or generally made known, shall be done by beat of drum or the sound of trumpet, that so no man may pretend ignorance thereof. And after that, whoever shall be found disobedient, or faulty, against what is thus published shall be punish'd according to these Articles, or the quality of the fact.*

*All things are to be made known by beat of Drum or the Sound of Trumpet, and then obeyed.*

F I N I S.